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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

DOUGLAS LEE THAYER,

Defendant.

Case No. 2:21-cr-00053-GMN-VCF

**Stipulation to Continue Restitution
Hearing**

It is hereby stipulated and agreed, by and between Jason M. Frierson, United States Attorney, through Jessica Oliva, Assistant United States Attorney, and Mark Eibert, Esq., counsel for Defendant Douglas Lee Thayer, that the Restitution Hearing set for November 4, 2022 at 10 am be vacated and set to a date and time convenient to this Court, but no sooner than 14 days.

This stipulation is entered into for the following reasons:

1. On September 30, 2022, the Court held a sentencing hearing as to Douglas Lee Thayer. ECF No. 138. The Court estimated restitution totaling \$852,355, noting in the judgment "Restitution list to be provided and an amended judgment shall follow." ECF Nos. 138 and 139 at 6. The Court set a restitution hearing for November 4, 2022 and further ordered that hearing would be vacated upon the filing of a restitution list. *Id.*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Case No. 2:21-cr-00053-GMN-VCF

Plaintiff,

v.

DOUGLAS LEE THAYER

Defendant.

[Proposed] Order Granting Stipulation to Continue Restitution Hearing

FINDINGS OF FACT

Based on the parties' stipulation to continue the restitution hearing date, and good cause appearing therefore, the Court finds that:

1. On September 30, 2022, the Court held a sentencing hearing as to Douglas Lee Thayer. ECF No. 138. The Court estimated restitution totaling \$852,355, noting in the judgment "Restitution list to be provided and an amended judgment shall follow." ECF Nos. 138 and 139 at 6. The Court set a restitution hearing for November 4, 2022 and further ordered that hearing would be vacated upon the filing of a restitution list. *Id.*

2. Under 18 U.S.C. § 3664(d)(5), the Court may set a date for final determination of the victims' losses, not to exceed 90 days after sentencing.

3. Defense counsel is recently appointed appellate counsel and has not yet received transcripts or most of trial counsel's file, and so requires additional time to determine the accuracy of the Government's proposed restitution list.

